



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

W. James JACKSON *et al.*

Appl. No.: 10/701,844

Filed: November 4, 2003

For: **Chlamydia Protein, Gene Sequence
and Uses Thereof**

Confirmation No.: 3069

Art Unit: 1645

Examiner: BASKAR, Padmavathi

Atty. Docket: 2479.0040002/EJH/C-K

Submission of Supplemental Declaration

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.67, Applicants submit herewith for the captioned Divisional Application a copy of the executed Supplemental Declaration filed in the parent Application, U.S. Application No. 08/942,596, filed on October 2, 1997 ("Supplemental Declaration").

The Supplemental Declaration corrects citizenship of Inventor John L. Pace to the United States of America.

The Supplemental Declaration submitted herewith complies with all requirements of 37 C.F.R. § 1.63. 37 C.F.R. § 1.63 (d)(1) states:

A newly executed oath or declaration is not required under § 1.51(b)(2) and § 1.53(f) in a continuation or divisional application, provided that:

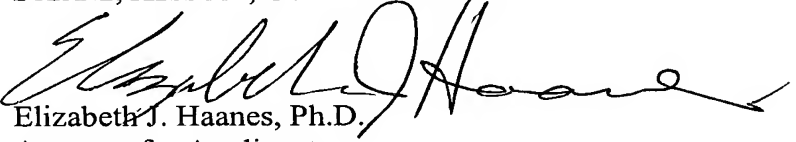
- (i) The prior nonprovisional application contained an oath or declaration as prescribed by paragraphs (a) through (c) of this section;
- (ii) the continuation or divisional application was filed by all or by fewer than all of the inventors named in the prior application;
- (iii) The specification and drawings filed in the continuation or divisional application contain no matter that would have been new matter in the prior application; and
- (iv) A copy of the executed oath or declaration filed in the prior application, showing the signature or an indication thereon that it was signed, is submitted for the continuation or divisional application.

A newly executed supplementary declaration is not required for the above divisional application because the Supplemental Declaration was filed in the parent application. The above divisional application was filed by all of the inventors named in the parent application, and the specification and drawings filed in the continuation application contain no new matter.

It is not believed that fees are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if any fees are required, the U.S. Patent and Trademark Office is hereby authorized to charge any deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.


Elizabeth J. Haanes, Ph.D.
Attorney for Applicants
Registration No. 42,613

Date: June 12, 2007

1100 New York Avenue, N.W.
Washington, D.C. 20005-3934
(202) 371-2600

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Supplemental Declaration for Patent Application

Docket Number: 2479.0040000/EKS/EJH

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled **Chlamydia Protein, Gene Sequence and Uses Thereof**, the specification of which is attached hereto unless the following box is checked:

☒ was filed on October 2, 1997;

as United States Application Number 08/942,596; and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or (f) or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application, which designated at least one country other than the United States of America, listed below, and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Applications(s):

Priority Claimed

(Application No.) (Country) (Day/Month/Year Filed)

☐ Yes ☐ No

(Application No.) (Country) (Day/Month/Year Filed)

☐ Yes ☐ No

Send Correspondence to: Customer No. 26111
STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.
1100 New York Avenue, N.W.
Washington, D.C. 20005-3934

Direct Telephone Calls to: (202) 371-2600

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first Inventor:	W. James JACKSON
Signature of first Inventor:	Date:
Residence:	Marriottsville, Maryland
Citizenship:	U.S.A.
Mailing Address:	1687 Armistice Way Marriottsville, Maryland 21104

Full name of second Inventor:	John L. PACE
Signature of second Inventor:	Date: 3/16/07
Residence:	Blue Bell, Pennsylvania 19422
Citizenship:	U.S.A.
Mailing Address:	1880 Ferguson Lane Blue Bell, PA 19422

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